

COUNCIL COMMITTEE OF THE WHOLE
October 7, 2013

The Council Committee of the Whole met on Monday, October 7, 2013 at 6:00 p.m. in the Council Chambers. The meeting was called to order by Council President Dale Warman with the following members present: Ashley Weaver, Ruth Hopkins, Steve Noll, Andrew Wang (arrived late), Brooke Morehead, David Morrison (arrived late), Charles Clark, Ted Odell and David Belz. Staff Members present: Wes Jordan, Chief of Police; Keith Bredehoeft, Interim Public Works Director; Katie Logan, City Attorney; Quinn Bennion, City Administrator; Lisa Santa Maria, Finance Director; Nic Sanders, Human Resources Specialist; and Danielle Dulin, Assistant to the City Administrator and Joyce Hagen Mundy, City Clerk.

COU2013-45 Consider Engineering Change Order #2 for Project 75ST0001 - 75th Street from State Line to Mission Road

Keith Bredehoeft stated the 75th Street project will improve the existing infrastructure and will also look to improve pedestrian accommodations and make 75th Street a more aesthetically pleasing corridor. This project is scheduled to receive \$1.6 Million in Federal Funds through the Mid America Regional Council (MARC) under the Bike/Pedestrian and Livable Communities category. The Federal Funds are to be used in 2014.

This project is a Federally Funded project and therefore any construction easements or permanent easements must follow all Federal guidelines. Most properties along this corridor will require a temporary construction easement so the contractor can construct the project improvements adjacent to the right of way. There will be 72 temporary construction easements and 21 permanent easements needed for the project. Additional property research and title information has to be obtained to develop these easements. Property descriptions and tract maps for each property will also be needed. This Engineering Change Order is for the work required to prepare the documents necessary to acquire these easements. The permanent easements that will need to be acquired are necessary to clean up issues that previously existed along the corridor. Originally staff had hoped to not have this number of easements and therefore, did not include this in the original contract.

Mr. Bredehoeft noted that as a federally funded project, the property owners must receive just offer of compensation for the easement. He noted, however, that the City would be willing to accept a donation of the property for the easement, which is what usually occurs. Funding is available under Project 75ST0001: 75th State Line Road to Mission Road in the amount of \$37,709.00.

Mr. Bredehoeft reviewed the next steps in the process which included the issuance of a contract for the work, neighborhood and council input with the hope of being able to bid the project next Spring.

Ted Odell confirmed that no additional design work would be necessary requiring another change order.

David Belz made the following motion, which was seconded by Charles Clark and passed unanimously:

**Move to approve Change Order #2 with GBA for project 75ST0001:
75th Street Rehabilitation from State Line Road to Mission Road in
the amount of \$37,709.00.**

**COUNCIL ACTION REQUIRED
CONSENT AGENDA**

**COU2013-46 Consider contract with Indigo Design for 2014 Park
Projects**

Keith Bredehoeft presented the contract for design services for the 2014 Parks Projects. City Council approved 2014 funding for improvements to McCrum, Prairie, Taliaferro, and Harmon Parks. Design will begin now so a construction project can be let in early 2014. If all goes well these park improvements will all be able to be functional for residents by the middle of summer in 2014.

Once preliminary plans are developed, a public meeting will be held for residents to see the plans and offer comments on the improvements.

Indigo Design was the City's consultant for the Parks Master Plan and helped with the concepts for the parks project planned for the next 4 years and thus was selected to design these improvements. Funding is available in the CIP under the Park Infrastructure Reserve Fund.

Ted Odell asked if there were set fees by Indigo for continued park work. Mr. Bredehoeft responded that Indigo did the Parks Master Plan which included the initial design work and then did the work on Franklin Park. There would be a new contract and addition fees for the design and creation of construction documents for this project.

Brooke Morehead asked why this work was not bid. Mr. Bredehoeft responded Indigo was selected due to their excellent past work and familiarity with the projects. It could be bid if the Council desires.

Ted Odell stated he does not have a problem with Indigo, but feels that future park work should not be automatically given out, but should be bid.

Ruth Hopkins stated that Indigo Design has so much invested in these projects already she would expect other firms starting from scratch would have higher costs.

Brooke Morehead stated she had received comments from neighbors unhappy with the work at Franklin and she doesn't want to see the continued awarding of projects to

previous contractors without going through due process. She asked if the council had approved the plan.

Keith Bredehoeft responded the scope is what has been created by the Parks and Recreation Committee in concept. There have not been any public meetings, but there will be when the plans are more fully developed. Mrs. Morehead questioned if that wasn't putting the cart before the horse, don't you ask for input before you design? Ashley Weaver responded direction has been given based on previous public input. Mr. Bredehoeft noted it is similar to the preliminary to final design process.

Quinn Bennion stated he envisioned the city following the same process as followed in the Weltner Park Improvements. Once the conceptual designs are ready, there will be public meetings to receive comments on the designs.

Ashley Weaver made the following motion, which was seconded by David Belz and passed unanimously:

**Move the City Council approve the 2014 Parks Project Design
Services Contract with Indigo Design in the amount of \$34,360.00.
COUNCIL ACTION REQUIRED
CONSENT AGENDA**

EXECUTIVE SESSION

Charles Clark moved pursuant to KSA 75-4319 (b) (1) that the Governing Body recess into Executive Session in the Multi-Purpose Room for a period not to exceed 40 minutes for the purpose of consulting with the City Attorney on matters of pending litigation. Present will be the Mayor, City Council, City Administrator and City Attorney. The motion was seconded by Brooke Morehead and passed unanimously.

Council President Dale Warman reconvened the meeting at 7:00 p.m.

STAFF REPORTS

Public Works

- Keith Bredehoeft noted the annual fall seminar was held last week with an update on the Emerald Ash Borer - The Tree Board has completed its inventory of the city's more than 650 Ash trees.
- Tanya Smith, a 16 year employee at Public Works, retired last week. The City has received over 120 applications for her position.
- Saturday was the Rock Creek Watershed tour.

Public Safety

- Captain Wes Lovett participated in a NAACP forum last week.
- The Citizen's Police Academy is underway with a large class including council members Odell and Weaver.

Administration

- Danielle Dulin reported pool membership sales were down 13.8%. pool attendance was down 27.5% and pool revenue was down 16.2%. She noted that

last summer's average temperature was 95 degrees compared to 84 degrees this past summer.

- Mrs. Dulin and Sgt. Roberson attended an integrated emergency management seminar with 70 staff members from around the country participating in a simulated emergency.
- The Multi-Purpose Room has been painted and new tables and chairs purchased.
- Lisa Santa Maria reported that year-end activities have begun. She advised council members with any outstanding receipts for reimbursement or mileage need to turn them in.
- The auditor has been scheduled for the third week in March, 2014.
- Quinn Bennion reported on a recent meeting city staff had with Google staff and engineers regarding future plans. He advised council to direct anyone with questions or interested in getting Google services to register on their website.
- MVS, LLC has filed a new application with the Planning Commission. It is now available on the city's website. The Planning Commission will consider the application on Tuesday, November 5th at the Village Church.
- The Assistant City Administrator search continues with the search committee meeting earlier this evening.
- The Public Works Director selection committee interviewed five final candidates a couple of weeks ago. Mercer is conducting additional reference checks.
- Many city staff are involved in the District Court proceedings being held this week at Johnson County. The proceedings are set to conclude on Wednesday.

ADJOURNMENT

With no further information to come before the Council Committee of the Whole, Chairman Dale Warman adjourned the meeting at 7:28 p.m.

Dale Warman
Council President